



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#9  
4-21-03  
p.2

In re application of:

Scott

Appl. No. 09/430,297

Filed: October 29, 1999

For: System, Method, and Computer  
Program Product for Point-to-  
Point Bandwidth Conservation in  
an IP Network

Confirmation No.: 7056

Art Unit: 2661

Examiner: Wilson, Robert W.

Atty. Docket: 1848.0040000

Amendment And Reply Under 37 C.F.R. § 1.111 and in the Revised  
Format of the Pre-OG Notice Dated January 31, 2003

RECEIVED

Commissioner for Patents  
Washington, D.C. 20231

APR 18 2003

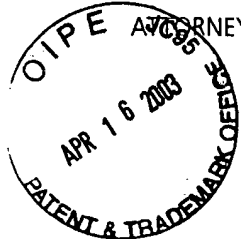
Technology Center 2600

Sir:

In reply to the Office Action dated January 16, 2003, (PTO Prosecution File Wrapper Paper No. 7), Applicant submits the following Amendment and Remarks. This Amendment is provided in the format approved in the pre-OG Notice dated January 31, 2003, entitled, "Amendments In A Revised Format Now Permitted," and in the following format:

- (A) Each section begins on a separate sheet;
- (B) Starting on a separate sheet, a complete listing of all of the claims:
  - in ascending order;
  - with status identifiers; and
  - with markings in the currently amended claims;
- (C) Starting on a separate sheet, amendments to the specification by presenting replacement paragraphs marked up to show changes made;
- (D) Starting on a separate sheet, the Remarks.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.



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\* Admitted only in Maryland  
\* Admitted only in Virginia  
\* Practice limited to  
Federal Agencies

April 16, 2003

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**Art Unit 2661**

Re: U.S. Utility Patent Application  
Appl. No. 09/430,297; Filed: October 29, 1999  
For: **System, Method, and Computer Program Product for Point-to-Point  
Bandwidth Conservation in an IP Network**  
Inventor: Mark SCOTT  
Our Ref: 1848.0040000

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Sir:

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Transmitted herewith for appropriate action are the following documents;

1. PTO Fee Transmittal (PTO/SB/17);
2. Amendment and Reply Under 37 C.F.R. § 1.111 and in the Revised Format of the Pre-OG Notice Dated January 31, 2003;
3. Second Supplemental Information Disclosure Statement (IDS);
4. List of cited documents on Form PTO-1449 (1 sheet);
5. A copy of each document cited on Form PTO-1449 (1 document);
6. Courtesy copy of the postcard receipt, the Information Disclosure Statement (IDS), Form PTO-1449 (3 sheets), and a copy of each document cited on Form PTO-1449 (9 documents: AR1, AS1, AT1, AR2, AS2, AT2, AR3, AS3, and AT3) as filed on March 17, 2000;
7. One (1) return postcard; and

Commissioner for Patents  
April 16, 2003  
Page 2

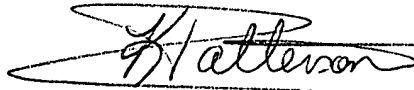
8. Form PTO-2038 Credit Card Payment Form.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

A handwritten signature in black ink, appearing to read "K. Patterson", is written over a horizontal line.

Kendrick P. Patterson  
Attorney for Applicant  
Registration No. 45,321

RES/KPP/acr  
Enclosures

SKGF\_DC1:124160.1

**FREE TRANSMITTAL****for FY 2003**

Patent fees are subject to annual revision.

**Complete if Known**

Application Number	09/430,297
Filing Date	October 29, 1999
First Named Inventor	Mark SCOTT
Examiner Name	Wilson, R.
Group Art Unit	2661
Attorney Docket No.	1848.0040000

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT (\$216.00)****METHOD OF PAYMENT (check all that apply)**

☐ Check ☒ Credit card ☐ Money Order ☒ Other\*\* ☐ None  
 \*\* Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.

☐ Deposit Account  
 Deposit Account Number 19-0036

Deposit Account Name: Sterne, Kessler, Goldstein &amp; Fox P.L.L.C.

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any over payments  
☐ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1105	160	2005	80	Provisional filing fee	

**SUBTOTAL (1) (\$)** 0.00**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

	Extra	Fee from below	Fee Paid
Total Claims 22 - 20** = 2 X 18 =			36.00
Indep. Claims 6 - 6** = 0 X 84 =			0.00
Multiple Dependent			

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee (\$)	Fee Description	Fee Paid
1202	2202	18	9	Claims in excess of 20	
1201	2201	84	42	Independent claims in excess of 3	
1203	2203	280	140	Multiple dependent claim, if not paid	
1204	2204	84	42	**Reissue independent claims over original patent	
1205	2205	18	9	**Reissue claims in excess of 20 and over original patent	

**SUBTOTAL (2) (\$)** 36.00

\*\*or number previously paid, if greater; For Reissue, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1502	50	2052	25	Surcharge-late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	\$180.00
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)** 180.00**SUBMITTED BY**

Name (Print/Type)

Kendrick P. Patterson

Registration No.  
(Attorney/Agent)

45,321

Complete (if applicable)

Telephone 202-371-2600

Signature

Date

4-16-2003

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2

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